

Panaji, 13th July, 2006 (Ashada 22, 1928)

SERIES II No. 15



# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

Note:- There are three Extraordinary issues to the Official Gazette, Series II, No. 14 dated 6-7-2006 as follows:-

- 1) Extraordinary dated 6-7-2006 from pages 281 to 286 regarding Corrigendum from Department of Education, Art & Culture (Directorate of Education), Order & Notifications from Departments of Public Health & Revenue and Order from Department of Science, Technology & Environment.
- 2) Extraordinary No. 2 dated 6-7-2006 from pages 287 to 288 regarding Orders from Department of Elections (Goa State Election Commission).
- 3) Extraordinary No. 3 dated 7-7-2006 from pages 289 to 292 regarding Notifications from Department of Revenue.

### GOVERNMENT OF GOA

#### Department of Agriculture

Directorate of Agriculture

#### Order

No. 2/14/94-AGR/149

On the recommendation of Goa Public Service Commission vide their letter No. COM/II/12/2(1)/92/137 dated 12-05-2006, the following Assistant Agricultural Officers of the Directorate of Agriculture have been confirmed against the posts of Assistant Agricultural Officers with effect from the date of completion of their probation period as shown below:-

Sr. No.	Name of the Officer	Date of completion of probation period
1	2	3
1.	Smt. Vaibhavi V. Dessai.	30-11-1999
2.	Shri Saieesh H. Gandhi.	26-11-1999
3.	Shri Adolfo P. Rajesh D'Costa.	25-11-1999
4.	Shri Dattatraya M. Pandit.	30-11-1999

1	2	3
5.	Shri Prakash G. Raut.	25-11-1999
6.	Smt. Kameshwari R. Raikar.	27-11-1999
7.	Shri Shivadas S. Gaonkar.	30-11-1999

By order and in the name of the Governor of Goa.

Ramesh G. Joshi, Director of Agriculture & Ex-Officio Joint Secretary.

Panaji, 28th June, 2006.

#### Department of Co-operation

Office of the Registrar of Co-operative Societies

#### Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, The Bicholim Mahila Grahaudyog Co-operative Society Ltd., Tambda Rasta, Mulgao, Bicholim-Goa is registered under code symbol No. PRD-(a)-25/NZ/Goa.

Ronnie Dias, Asstt. Registrar of Co-op. Societies (North Zone).

Mapusa, 26th May, 2006.

#### Certificate of Registration

The Bicholim Mahila Grahaudyog Co-operative Society Ltd., Tambda Rasta, Mulgao, Bicholim-Goa has been registered on 26-05-2006 and it bears registration code symbol No. PRD-(a)-25/NZ/Goa and it is classified as "Producers Society" under sub-classification No. 7(a) "Industrial Producers Society" in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Ronnie Dias, Asstt. Registrar of Co-op. Societies (North Zone).

Mapusa, 26th May, 2006.

**Notification**

No. ARCS/CZ/HSG/639/ADM/06

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, The Sai Ganga Apartment Co-operative Housing Society Ltd., Ganesh Nagar, Khandola, Marcela, Ponda-Goa has been registered under code symbol No. ARCS/CZ/HSG/590/5(b)/Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 8th May, 2006.

**Certificate of Registration**

The Sai Ganga Apartment Co-operative Housing Society Ltd., Ganesh Nagar, Khandola, Marcela, Ponda Goa is registered on 8-5-2006 and it bears registration No. ARCS/CZ/HSG/590/5(b)/Goa and it is classified as "Housing Society" under sub-classification No. 5(b) "Tenant Co-partnership Housing Society" in terms of Rule 9(1) of Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 8th May, 2006.

**Notification**

No. ARCS/CZ/HSG/643/ADM/06

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, La-Seine Paulo Enclave Co-operative Housing Society Ltd., Mercurim-Agassaim, Tiswadi-Goa, has been registered under code symbol No. ARCS/CZ/HSG/591/5(b)/Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 16th May, 2006.

**Certificate of Registration**

La-Seine Paulo Enclave Co-operative Housing Society Ltd., Mercurim-Agassaim, Tiswadi-Goa, is registered on 16-5-2006 and it bears registration No. ARCS/CZ/HSG/591/5(b)/Goa and it is classified as "Housing Society" under sub-classification No. 5(b), "Tenant Co-partnership Housing Society" in terms of Rule 9(1), of Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 16th May, 2006.

**Notification**

No. ARCS/CZ/HSG/640/ADM/06

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, the Sapthagandha Co-operative Housing Society Ltd., near Pankage Tiles, Dhavalim, Kavlem, Ponda-Goa has been registered under code symbol No. ARCS/CZ/HSG/592/5(b)/Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 19th May, 2006.

**Certificate of Registration**

The Sapthagandha Co-operative Housing Society Ltd., near Pankage Tiles, Dhavalim, Kavlem, Ponda-Goa is registered on 19-05-2006 and it bears registration No. ARCS/CZ/HSG/592/5(b)/Goa and it is classified as "Housing Society" under sub-classification No. 5(b) "Tenant Co-partnership Housing Society" in terms of Rule 9(1) of Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 19th May, 2006.

**Notification**

No. ARCS/CZ/HSG/645/ADM/06

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, 'Shree Vanashree Co-operative Housing Society Ltd., Prabhunagar, near M. R. F. Colony, Bethora, Ponda-Goa has been registered under code symbol No. ARCS/CZ/HSG/593/5(b)/Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 26th May, 2006.

**Certificate of Registration**

'Shree Vanashree Co-operative Housing Society Ltd., Prabhunagar, Near M. R. F. Colony, Bethora, Ponda-Goa is registered on 26-05-2006 and it bears registration No. ARCS/CZ/HSG/593/5(b)/Goa and it is classified as "Housing Society" under sub-classification No. 5(b) "Tenant Co-partnership Housing Society" in terms of Rule 9(1) of Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 26th May, 2006.

**Notification**

No. ARCS/CZ/Credit/353/ADM/05

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, Smt. Anandibai Mahanandu Naik High School Staff Co-operative Credit Society Ltd., Karanzal, Madkai-Goa, has been registered under code symbol No. ARCS/CZ/Credit/8(a)/132/Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 21st April, 2006.

**Certificate of Registration**

Smt. Anandibai Mahanandu Naik High School Staff Co-op. Credit Society Ltd., Karanzal, Madkai-Goa, is registered on 21-4-2006 and it bears registration No. ARCS/CZ/Credit/8(a)/132/Goa and it is classified as "Credit Society" under sub-classification No. 8(a) "Credit Resource Society" in terms of Rule 9(1) of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (P. M. Naik), Asstt. Registrar of Co-op. Societies (Central Zone).

Panaji, 21st April, 2006.

**Notification**

No. 5-1082-2006/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, 'The Diwan Vastu Co-op. Housing Society Ltd., Near Vaddem, Lake, Vaddem, Vasco' is registered under code symbol No. HSG-(b)-585/South Goa/2006.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 24th May, 2006.

**Certificate of Registration**

'The Diwan Vastu Co-op. Housing Society Ltd., Near Vaddem, Lake, Vaddem, Vasco' has been registered on 24-05-2006 and it bears registration code symbol No. HSG-(b)-585/South Goa/2006 and it is classified as 'Housing Society' under sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 24th May, 2006.

**Notification**

No. 5-1083-2006/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, 'Boavida Co-op. Housing Society Ltd., Cansaulim' is registered under code symbol No. HSG-(b)-586/South Goa/2006.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 26th May, 2006.

**Certificate of Registration**

'Boavida Co-op. Housing Society Ltd., Cansaulim' has been registered on 26-05-2006 and it bears registration code symbol No. HSG-(b)-586/South Goa/2006 and it is classified as 'Housing Society' under sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 26th May, 2006.

**Notification**

No. 5-1084-2006/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa, 'Vishwesh Apartments Co-op. Housing Society Ltd., Murida, Fatorda, Margao' is registered under code symbol No. HSG-(b)-587/South Goa/2006.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 16th June, 2006.

**Certificate of Registration**

'Vishwesh Apartments Co-op. Housing Society Ltd., Murida, Fatorda, Margao' has been registered on 16-06-2006 and it bears registration code symbol No. HSG-(b)-587/South Goa/2006 and it is classified as 'Housing Society' under sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (A. K. Kamat), Asst. Registrar of Co-op. Societies (South Zone).

Margao, 16th June, 2006.

## Department of Education, Art &amp; Culture

Directorate of Technical Education

**Order**

No. 16/41/98-DTE/RSPG/758

Ref:- Letter No. 4/14/98-GEC(E)/2148 dated 23-9-2002 from Principal, Goa College of Engineering, Farmagudi.

The Government approval is hereby conveyed for counting of past services of Shri Rajesh S. Prabhu Gaonkar, Lecturer of Goa College of Engineering, Farmagudi rendered by him at the Institute of Shipbuilding Technology, Bogda, Vasco-da-Gama from 9-11-1994 to 15-6-1998 for the purpose of pensionary benefits only.

Shri Rajesh S. Prabhu Gaonkar was appointed as a Lecturer in Mechanical Engineering in Goa College of Engineering, Farmagudi w.e.f. 15-6-1998.

This issues with the concurrence of Finance Department vide their U. O. No. 1398-F dated 31-5-2006.

By order and in the name of the Governor of Goa.

Dr. J. Chandrasekhar, Director of Technical Education & Ex-Officio Addl. Secretary.

Porvorim, 30th June, 2006.

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**Department of Labour**
**Notification**

No. 28/6/2005-LAB/288

The following Award passed by the Industrial Tribunal of Goa, at Panaji-Goa on 18-5-2006 in reference No. IT/27/2003 is hereby published as required by section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Hanumant T. Toraskar, Under Secretary (Labour).

Porvorim, 24th May, 2006.

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**IN THE LABOUR COURT - II**  
**GOVERNMENT OF GOA**  
**AT PANAJI**

(Before Shri Suhas Naik, Hon'ble Presiding Officer)

Ref. No. IT/27/2003

Workmen

Rep. by Goa Telecommunications  
And Systems Ltd.,  
Mapusa Industrial Estate,  
Mapusa, Bardez-Goa.

... Workmen/Party I

v/s

M/s. Goa Telecommunications  
And Systems Ltd.,  
Mapusa Industrial Estate,  
Mapusa, Bardez - Goa

... Employer/Party II

Workmen/Party I - Represented by Adv. Shri Subhas Naik George.

Employer/Party II - Represented by Adv. Shri P. J. Kamat.

Panaji, Dated: 18th May, 2006.

**AWARD - PART I**

The Government of Goa by Order No. 28/19/2003-LAB dated 8-5-2003 referred the following dispute for adjudication.

"Whether the action of the management of M/s. Telecommunications & Systems Ltd., Mapusa Industrial Estate Mapusa, Bardez, Goa, in effecting laying off the following workmen from 17-6-2002 to 30-6-2002, is legal and justified ?

- |                            |                             |
|----------------------------|-----------------------------|
| 1) Antonio Fernandes       | 2) Mrs. Julekha Usmani      |
| 3) Mrs. Deepa Tamse        | 4) Surekha Narvekar         |
| 5) Mrs. Aura D'Silva       | 6) Mrs. Arati S. Tople      |
| 7) Mrs. Shehenaz Khan      | 8) Prakash Gad              |
| 9) Mortu Thanekar          | 10) Mrs. Swati Samant       |
| 11) Suryakant Salgaonkar   | 12) Rajan Purkhe            |
| 13) Manojkumar Halarnekar  | 14) Mrs. Anisha Asvekar     |
| 15) Andrew Dias            | 16) Pedro Albuquerque       |
| 17) Vijaya Dangui          | 18) Sapana Shetye           |
| 19) Pramod Joshi           | 20) Mrs. Shruti Sawant      |
| 21) Mrs. Bhairavi Kurdikar | 22) Sandeep Kaulekar        |
| 23) Neeta N. Naik          | 24) Pradeep Naik            |
| 25) Mrs. Nayani Xete       | 26) Sudhir Mardolkar        |
| 27) Arjun Gosavi           | 28) Ajit Tamhankar          |
| 29) Satish Gaonkar         | 30) Yuveraj Satardekar      |
| 31) Vishwas Arlekar        | 32) Divakar Viturkar        |
| 33) Mrs. Priyanka Shetye   | 34) Mrs. Sulochana Voloikar |
| 35) Mrs. Roshani Naik      | 36) Hanumant Patil          |
| 37) Gajanan Parsekar       | 38) Mrs. Seema Dhauskar     |
| 39) Mahadev Navelkar       | 40) Prakash Dhumal          |
| 41) Anna D'Silva           | 42) Sarita S. Naik          |
| 43) Mrs. Neeta Kamat       | 44) Mrs. Geeta Pednekar     |
| 45) Suchitra Sawant        | 46) Anantrao Dessai         |
| 47) Devanand Pednekar      | 48) Shamal Banaulikar       |
| 49) Mrs. Manisha Gad       | 50) Suresh Parab            |
| 51) Mrs. Snehal S. Shet    | 52) Mrs. Lucia Mendes       |
| 53) Pradip Tilve.          |                             |

If not, what relief the workmen are entitled to ? "

2. On receipt of the reference a case was registered under No. IT/27/2003 and registered A/D notice was issued to the parties. In pursuance to the said notice the parties put in their appearance. The Workmen-Party I (for short, "Workmen") filed the statement of claim at Exb. 4. In the claim statement the workman have stated that the Employer-Party II (for short, "Employer") is a factory engaged in the manufacturing of telephone sets

situated at Mapusa Industrial Estate, Goa. That originally this factory was owned by Economic Development Corporation of Goa and subsequently all its shares were purchased by Bharti Teletel Company, New Delhi. That the employer employs not less than 100 workmen in its factory and all the workmen employed in this factory are the members of Goa Telecommunications and systems Ltd., Employees Association which is the registered trade union duly registered under Trade Union's Act. That this union has entered into various wage settlements with the employer seeking revision in their salaries and other service conditions. That the last wage settlement entered between the workmen and the employer expired on 30-1-2001 and after the expiry of this settlement, the workmen placed fresh charter of demands seeking revision in the wages of its member workers and the said charter of demands have not been settled till date. It is the case of the workmen that the employer is engaged in the production of telephones and every year the employer sets target for manufacturing different types of sets and this target has to be completed by March end of every year. That for the year ending March, 2001, March, 2002 and March, 2003 the employer has completed the target which was set and has produced over 1 million telephones each year. That on 14-6-2002 the employer issued a notice stating that there were no work orders and that there was accumulation of stock and that there was no likelihood of getting work for next 15 days and the employer declared a lay off to 53 employees out of 61 employees. As per this notice 53 employees were given lay off w.e.f., 17-6-2002 to 30-6-2002.

That aggrieved with this decision of the employer the workmen raised an industrial dispute vide their letter dated 15-6-2002 demanding full wages for the lay off period. It is the case of the workmen that the lay off was given to pressurise the union not to pursue the charter of demands and to prevail upon its member/workmen to settle the charter of demands in favour of the employer. The workmen contended that the lay off is illegal, unjustified and malafided and demanded full wages for the lay off period.

3. The employer filed written statement at Exb. 5. In the written statement the employer stated that it is one of the major suppliers of Electronic Push Button Telephones (EPBT) for Bharat Sanchar Nigam Limited (BSNL) and Mahanagar Telephone Nigam Limited (MTNL) which are the Corporations established under the Department of Telecommunications (DOT), Government of India and that the entire product of the company is supplied to DOT and that the company is solely dependent on the orders of BSNL and MTNL and any adverse trend in the orders from BSNL or MTNL has direct effect on the business and operations of the employer-company. That subsequent to the privatisation of Telephone Services and introduction of cellular phones, WLL phones and CDMA handsets the demand for EPBT's from both BSNL and MTNL has considerably

decreased. That furthermore, the EPBT manufacturing business as a whole is also going through a tough phase with drastic reduction in prices and the business of the company is adversely affected by tough competition from Indian and Overseas manufacturers. That under such a scenario the company is forced to take adequate steps to remain competitive to ensure its survival and in this regard has taken many measures like reduction in cost of material, reduction in overheads, reduction in cost of manufacture etc. That the orders from BSNL/MTNL are time bound and are required to be supplied before the stipulated date of delivery and any delay attracts heavy damages. That the frequency of work orders is uneven and the company is forced with a situation of uneven spread of orders leading to uneven spread of production. That sometimes the company has heavy production on the other hand it has lean periods due to this uneven orders. It was also contended that a tough competition compelled the company to reduce its prices for its survival and the period of lay off was one such lean period when the company had no orders nor did it foresee any orders forthcoming in the immediate future and under such circumstances the employer-company had no other option but to declare the lay off so that it could keep the costs under control and ensure its survival. That the lay off was only a measure to ensure the survival of the company and was in no way guided by any malafide intention. That it was employing less than 100 workmen during the last 4 years. That the lay off declared by the employer was in accordance with clause 21 of Certified Standing Orders and accordingly a lay off notice dated 14-6-2002 informing all the 53 workmen was issued. That the office of the Labour Commissioner and Asst. Labour Commissioner, Mapusa, were given notice under Rule 75A of the Industrial Disputes (Central) Rules 1957. The employer-company contended that the lay off is legal, justified and bonafide. The workmen filed rejoinder at Exb. 6.

4. On the pleadings of the parties the issues were framed at Exb. 8 and thereafter the case was fixed for evidence of the workmen. The workmen examined his first witness on 23-9-2004 Exb. 12 and the case was adjourned for cross examination of the witness at the request of the employer. Subsequently, when the matter was fixed for cross examination of the workman's witness, the representative of the workmen Shri Subhas Naik George and Adv. Shri P. J. Kamat, appearing for the employer filed the application stating that the workmen named in the settlement at Exb. 13 have no claim of whatsoever nature against the company and all their demands raised by the association/union on their behalf pending in Industrial Tribunal cum Labour Court under reference No. IT/27/2003 are settled and prayed for no dispute award.

5. On account of superannuation of the earlier Presiding Officer, this case was taken up before this Court by the order of appropriate Government dated 22-2-2006. Once again both the parties were issued notices. Shri Subhas Naik George appeared on behalf of

the workmen and Adv. Shri P. J. Kamat appeared for the Employer and submitted that both the parties have settled the dispute referred in the present order of reference as per settlement at Exb.13, in respect of the workmen mentioned in the settlement at Exb.13, and prayed that no dispute award be passed. I have gone through the said application and it has been signed by the representatives of both the parties. Along with the said application the copy of the settlement under Sec.12(3) of the Industrial Disputes Act, 1947 is enclosed. The said settlement has been signed before the office of the Asst. Labour Commissioner on 16-5-2005 during the course of conciliation by 43 workmen who are named in the present order of reference. These workmen includes (1) Antonio Fernandes, (2) Mrs. Aura D' Silva, (3) Mrs. Arati S. Tople, (4) Prakash Gad, (5) Mortu Thanekar, (6) Suryakant Salgaonkar, (7) Rajan Purkhe, (8) Manojkumar Halarnekar, (9) Mrs. Anisha Asvekar, (10) Andrew Dias, (11) Pedro Albuquerque, (12) Vijaya Dangui, (13) Sapana Shetye, (14) Mrs. Shruti Sawant, (15) Mrs. Bhairavi Kurdikar, (16) Sandeep Kaulekar, (17) Neeta N. Naik, (18) Pradeep Naik, (19) Mrs. Nayani Xete, (20) Sudhir Mardolkar, (21) Arjun Gosavi, (22) Ajit Tamhankar, (23) Satish Gaonkar, (24) Yuveraj Satardekar, (25) Vishwas Arlekar, (26) Divakar Viturkar, (27) Mrs. Priyankar Shetye, (28) Mrs. Sulochana Voloikar, (29) Mrs. Roshani Naik, (30) Gajanan Parsekar, (31) Mrs. Seema Dhauskar, (32) Mahadev Navelkar, (33) Prakash Dhumal, (34) Anna D'Silva, (35) Mrs. Neeta Kamat, (36) Mrs. Geeta Pednekar, (37) Suchitra Sawant, (38) Anantrao Dessai, (39) Shamal Banaulikar, (40) Manisha Gad, (41) Suresh Parab and (42) Pradip Tilve. I have verified the said settlement at page 3, clause 21, and it is clearly mentioned that pending case under reference No. IT/27/2003 stands conclusively settled in view of the said settlement. Subsequently the learned Advocate Shri P. J. Kamat filed another application dated 8-5-2006 before this Court stating that another 7 workmen named in the present order of reference have resigned from the membership of the Association w.e.f., 23-4-2003 and have accepted the settlement dated 28-4-2003 which is signed between the company and the said 7 workmen. In the application dated 8-5-2006 the employer has prayed that no dispute award be passed in view of the above referred settlement dated 28-4-2003. Shri Subhas Naik George representing the workmen has given no objection to pass no dispute award in respect of the workmen who are the signatories to this settlement. I have carefully perused the terms of the said settlement dated 28-04-2003 and also verified the names of the workmen who have signed this settlement. The said settlement includes the names of the workmen referred in the present order of reference. The names of these workmen includes (1) Mr. Hanumant Patil, (2) Mrs. Swati Samant, (3) Mrs. Julekha Usmani, (4) Mrs. Devanand Pednekar, (5) Mrs. Surekha Narvekar, (6) Mrs. Lucia Mendes and (7) Mrs. Shehnaz Khan and all the workmen as per this settlement, have accepted the terms of the settlement. I feel that the terms of this settlement are certainly in the interest of the workmen named above and hence I accept the said settlement dated 23-4-2003 as well as the settlement dated 16-5-2005 which are at Exb. 13 and Exb. 14 respectively.

6. Since the workmen have stated that all their demands raised by the Association on their behalf including those pending in case No. IT/27/2003 stands settled, the dispute does not exist and consequently the reference does not survive in respect of the 42 workmen who have signed the settlement dated 16-5-2005 at Exb.13 and the other 7 workmen who have signed the settlement dated 23-4-2003 at Exb. 14 respectively whose names are mentioned at para 5 above. That both the parties have filed a proper application praying for no dispute award. In view of the same, no dispute exists and consequently the reference as far as these workmen named in both the settlements i.e., Exb. 13 and Exb. 14 respectively does not survive.

In the circumstances, I pass the following order.

#### ORDER

It is hereby held that in view of the settlements dated 16-5-2005 and 23-4-2003 signed between the parties, the dispute does not exist in respect of the workmen named in the above referred settlements and hence the reference does not survive.

No order as to costs. Inform the Government accordingly.

Sd/-

(Shri Suhas Naik),  
Presiding Officer II,  
Industrial Tribunal.

### Department of Law & Judiciary

Law Establishment Division

#### Order

No. 4/9/91/LD-Part I/1365

Read: i) Order No. 4/9/91/LD-Part I dated 10-4-2006.  
ii) Order No. 4/9/91/LD-Part I dated 27-4-2006.

Government is pleased to extend the term of contract of the following Assistant Public Prosecutors on contract basis, who are appointed w.e.f. 01-07-2006 and 22-07-2006, respectively, for a further period till new Assistant Public Prosecutors are appointed, on a consolidated emolument of Rs. 12,000/- (Rupees Twelve thousand only) per month:-

1. Ms. Artikumari Naik.
2. Ms. Sharmila Patil.
3. Shri Narayan Kalangutkar.
4. Shri Vinayak Bhandare.
5. Shri Shivram A. Patil.
6. Ms. Shilpa Nagvenkar.

The appointment is subject to the same terms and conditions of previous Agreement executed by them with this Department. This contract shall not give any right for permanent appointment or for considering the Assistant Public Prosecutors for further extension. This contract can be terminated without prior notice.

The expenditure in this regard shall be debitable to the Budget Head "2014-Administration of Justice, 114-Legal Advisers and Counsels, 01-Public Prosecutors (North Goa), 02-Public Prosecutors (South Goa), 01-Salaries, as the case may be, under Demand No. 05.

By order and in the name of the Governor of Goa.

Prasanna A. Acharya, Under Secretary (Estt.).

Panaji, 30th June, 2006.

### Notification

No. 1-24-84/LD

In supersession of all the earlier O.M's, Amendments, etc. issued in this behalf, Government is pleased to issue the following revised terms and conditions of Government Counsel in the District Courts, Additional District Courts and all Subordinate Courts in the Government of Goa, which shall come into effect from 01-06-2006.

#### 1. Fees payable to the Advocate on panel.

The Advocates on panel will be paid fees per case according to the scales specified below:-

- (a) (i) For drafting and settling affidavits Rs. 250 per case.
- (ii) For every hearing Rs. 350 per day per suit.
- (b) More than three suits per day Rs. 1400/- per day.
- (c) No fees will be payable where no legal work is required

For example:- Cases in which the interest of the Government are to be watched pending instructions.

- (d) 1/3rd of the fees payable in a case will be paid after examination of all the witnesses of the Plaintiff/Appellant/Applicant/Claimant has concluded in the case and a certificate to that effect is given by Government Counsel and the remaining 2/3rd will be paid after the case is decided. Provided, where during the pendency of a proceeding Advocate is charged for any reason, whatsoever, a fees commensurate to work done by the out going counsel but normally not exceeding 1/3rd of the total fees shall be payable to him.
- (e) In uncontested cases including cases compromised, the fees payable shall be 1/3rd of the fees. The case shall be regarded as contested when a decision is given after hearing the arguments on both sides.

Explanation:-

All suites and appeals are deemed to be uncontested if these are withdrawn by plaintiff/ /appellant or dismissed or otherwise decided by the Court ex-parte before the final hearing.

- (f) The fees will be paid by the Law Department (Establishment) on submission of bills.

#### 2. General terms and conditions:-

- (i) The Advocate on panel shall not be governed by and not be subject to the Rules and conditions as applicable to the Government servants.
- (ii) The Advocate on panel shall have the right to private practice in all matters except in Civil matters which will interfere with the efficient discharge of his functions and duties as a Government Counsel. He will not advise in or accept against the Government any cases in which he is likely to be called upon to appear or advise or it is likely to affect or lead to litigation against the Government.
- (iii) The Advocates on panel shall furnish to the Government or the Law Department such information statements, returns, statistics, etc., pertaining to the Civil cases conducted by him or under his charge as may be required from time to time.
- (iv) The appointment of the Government Advocate on panel be for a period of one year in the first instance and would be terminable on one months notice on either side. The appointment may be extended from time to time for suitable periods at the discretion of the Government.
- (v) The Advocates on panel, shall be duty bound, when in cases attended to by him is decided against the Government and or its officers, to give immediately his opinion regarding advisability of filing the appeal, revision etc. from such decision whether he continues to be on the panel on the date of judgment or otherwise.
- (vi) Appeals/Revision or petitions, arising from common Judgment or order shall be together considered as one case if, they are bound together.
- (vii) The Advocate on panel may during his absence, with the permission of the Law Secretary and subject to the approval of the Government, appoint a substitute Government Advocate, who will discharge the duties of the Advocate. However no junior should be allowed to contest the matter of the Government, but minor work like filling of documents prepared by Government Counsel can be done through Juniors for which no fees shall be payable.
- (viii) It shall be duty of every Government Advocate to file with the Law Department the monthly statement of all the matters handled by him before various Courts by the 7th day of next month, failing which no bills of his shall be cleared from that month.

All the Government Counsels shall submit to the Law Department a detailed statement showing

details of the allotment of matters to them, including date of allotment, parties, Court in which case is pending, Case No. etc. as on 31-05-06.

- (ix) All the professional Bills presented for payment must be accompanied by copy of allotment letter issued to the Government Advocates and a Certificate specifying that the ceiling as mentioned in this notification is not exceeded and that no other Bill is presented previously for payments which are claimed in the Bill.

This issues with concurrence of Finance (Exp.) vide their U.O. No. 7493 dated 24-10-2005.

*Prasanna A. Acharya*, Under Secretary (Law).

Panaji, 27th June, 2006.

### Department of Mines

Directorate of Mines & Geology

#### Order

No. 1/1/2006-Mines/778

In supersession of Order No. 1/1/2005-Mines/3122 dated 5-10-2005 and in pursuance of Section 5 of the Right to Information Act, 2005 (Central Act No. 22 of 2005), the following Officers are designated as State Public Information Officer and State Asst. Public Information Officer respectively in the Directorate of Mines & Geology, Panaji.

- |   |   |
|---|---|
| 1. State Public Information Officer       | : Shri A. T. D'Souza<br>Senior Technical Assistant. |
| 2. State Asst. Public Information Officer | : Shri K. M. Hegde<br>Senior Technical Assistant.   |

The Director of Mines will be the first Appellate Authority under this act against the decision of the State Information Officer/State Asst. Public Information Officer as far as the Directorate of Mines & Geology is concerned.

*J. B. Bhingui*, Director of Mines & Geology.

Panaji, 5th July, 2006.

### Department of Planning

Directorate of Planning, Statistics & Evaluation

#### Order

No. 4/14/92/DPSE/805

Government is pleased to transfer Shri R. S. Shirodkar, Research Assistant, presently working in

Directorate of Animal Husbandry & Vet. Services, Ponda, to District Rural Development Agency, (DRDA) South, Margao, against the vacant post of Shri Y. B. Desai promoted with immediate effect.

By order and in the name of the Governor of Goa.

*S. K. Tewari*, Director & Ex-officio Joint Secretary (Planning).

Panaji, 29th June, 2006.

### Department of Public Health

#### Notification

No. 10/9/91-I/PHD (Part)/3483

In exercise of powers conferred by clause (VIII a) of Section 2 of the Prevention of Food Adulteration Act, 1954, (Central Act 37 of 1954), and in supersession of the Government Notification No. 10/9/91-I/PHD(Part) dated 20-9-2005, the Government of Goa hereby appoints Shri Salim Akbaralli Veljee, Dy. Director (Food & Drugs Administration) to be the Local (Health) Authority, in charge of the Health Administration, for the local areas of all the talukas located in the entire State of Goa, with immediate effect.

By order and in the name of the Governor of Goa.

*Jessie Freitas*, Under Secretary (Health-II).

Porvorim, 7th July, 2006.

### Department of Revenue

#### Notification

No. 22/6/2001-RD

Whereas by Government Notification No. 22/6/2001-RD dated 07-06-2005 published on pages 209 to 211 of Series II, No. 11 of the Official Gazette, dated 22-06-2005 and in two newspapers (1) "Herald" dated 10-06-2005 (2) "Ranazunzar" dated 10-06-2005 it was notified under Section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act") that the land, specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz., Land Acquisition for construction of road at Bandirwada in Keri Village of Pernem.

And whereas, the Government of Goa (hereinafter referred to as "the Government"), after considering the report made under sub-section (2) of Section 5-A the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose



specified above (hereinafter referred to as “the said land”).

Now, therefore, the Government hereby declares, under Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also appoints, under clause (c) of Section 3 of the said Act, the Land Acquisition Officer PWD (Cell), Altinho, Panaji, to perform the functions of a Collector, North Goa District, Panaji, for all proceedings hereinafter to be taken in respect of the said land, and directs him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the said the Land Acquisition Officer, PWD (Cell), Altinho, Panaji, till the award is made under Section 11.

#### SCHEDULE

(Description of the said land)

*Taluka:* Pernem

*Village:* Querim

Survey No./ Sub. Div. No.	Names of the persons believed to be interested	Area in sq. mts.
1	2	3
126	1 pt O: Brajesh Anandrao Kerkar.	55
118	1 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. Umakant Shantaram Kerkar. Shashikant Shantaram Kerkar. Laxmibai Yeshwant Chodankar. Vasu Bhiva Asolkar. Atmaram Sada Gaonkar. Arjun Shiva Narvekar.	50
118	48 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Jaiwant Laxman Kanoji.	41
118	56 pt O: Atmaram Saba Govekar. Shantaram Saba Govekar. Krishna Saba Govekar. Arjun Shiva Narvekar. Madhao Shiva Narvekar. Chandrakant Shiva Narvekar.	25
118	57 pt O: Laxmibai Yeshwant Chodankar.	25
118	58 pt O: Vasu Bhima Arolkar.	51
118	61 pt O: Parvatibai Kerkar. Vishwanth Mangesh Kerkar. T: Digambar Navso Vast.	29
118	62 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Krishan Bapu Kanoji. Ana Bapu Kanoji.	11
118	63 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Sadguru Tatu Vast.	8
118	64 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar.	12

1	2	3
118	66 pt O: Laxmibai Yeshwant Chodankar.	46
118	67 pt O: Atmaram Saba Govekar. Shantaram Saba Govekar. Krishan Saba Govekar. Arjun Shiva Narvekar. Madhav Shiva Narvekar. Chandrakant Shiva Narvekar.	50
118	68 pt O: Umakant Shantaram Kerkar. Shashikant Shantaram Kerkar. T: Shridhar Bala Narvekar. Suresh Hari Narvekar & 3 others.	25
118	71 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Nakul Krishna Gawandi. Tukaram Mahadev Gawandi.	45
118	72 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Vishnu Nagesh Kanoji.	19
118	73 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Sadaguru Tatu Vast.	15
118	74 pt O: Parvatibai Mangesh Kerkar. Vishwanth Mangesh Kerkar. T: Tukaram Sakham Vast.	15
118	76 pt O: Vasu Bhiva Arolkar.	60
118	77 pt O: Atmaram Saba Govekar. Shantaram Saba Govekar. Krishna Saba Govekar. Arjun Shiva Narvekar. Madhav Shiva Narvekar. Chandrakant Shiva Narvekar.	57
118	78 pt O: Parvatibai Mangesh Kerkar. Vishwanth Mangesh Kerkar. T: Vishnu Nagesh Kanoji. Ana Babu Kanoji. Krishna Babu Kanoji.	18
118	79 pt O: Parvatibai Mangesh Kerkar. Vishwanth Mangesh Kerkar. T: Sadguru Tatu Vast.	20
118	80 pt O: Parvatibai Mangesh Kerkar. Vishwanth Mangesh Kerkar. T: Tukaram Sakham Vast. Jaiwant Laxman Kanoji.	16
118	82 pt O: Laxmibai Yeshwant Chodankar.	33
118	83 pt O: Atmaram Saba Govekar. Shantaram Saba Govekar. Krishna Saba Govekar. Arjun Shiva Narvekar. Madhav Shiva Narvekar. Chandrakant Shiva Narvekar.	33
118	84 pt O: Umakant Shantaram Kerkar. Shashikant Shantaram Kerkar. T: Shridhar Bala Narvekar. Suresh Hari Narvekar & 3 others.	22
118	86 pt O: Parvatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Digambar Navso Vast.	36

	1	2	3
118	87 pt	O: Parwatibai Mangesh Kerkar. Vasu Bhima Arolkar. Atmaram Saba Govenkar. Arjun Shiva Narvekar.	30
118	88 pt	O: Vasu Bhima Arolkar.	5
118	90 pt	O: Atmaram Saba Govenkar. Shantaram Saba Govenkar. Krishna Saba Govenkar. Arjun Shiva Narvekar. Madhav Shiva Narvekar. Chandrakant Shiva Narvekar.	8
118	91 pt	O: Parwatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Vishnu Nagesh Kanoji.	5
118	92 pt	O: Parwatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Sadguru Tatu Vast.	7
118	93 pt	O: Parwatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Tukaram Sakham Vast.	8
118	94 pt	O: Parwatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Jaiwant Laxman Kanoji.	6
118	96 pt	O: Vasu Bhima Arolkar.	15
118	97 pt	O: Atmaram Saba Narvenkar. Shantaram Saba Narvenkar. Krishna Saba Narvenkar. Arjun Shiva Narvenkar. Madhav Shiva Narvekar. Chandrakant Shiva Narvenkar.	10
118	108 pt	O: Parwatibai Mangesh Kerkar. Vishwanath Mangesh Kerkar. T: Bapu Sitaram Vast.	95
125	1 pt	O: Parwatibai Mangesh Kerkar.	25
125	2 pt	O: Parwatibai Mangesh Kerkar. T: Jayashri Sonu Vast.	90
123	1 pt	O: Vishnu Ganesh Deshpabhu. Nagesh Ganesh Deshpabhu.	900

**Boundaries:**

North : River.

South : Road.

East : S. No. 126, 125, 123.

West : S. No. 118, 123.

Total: 2021

By order and in the name of the Governor of Goa.

V. S. N. Gaunekar, Under Secretary (Revenue).

Porvorim, 11th July, 2006.

## Department of Science, Technology &amp; Environment

**Order**

No. 1-13-05-06-STE/DIR/329

In pursuance of earlier Order No. 1-13-05/06-STE-DIR/704 dated 11-10-2005 and in accordance to Section 19(1) of the Right to Information Act, 2005 (Central Act No. 22 of 2005), the Chairman of Goa State Pollution Control Board (GSPCB) will be the First Appellate Authority under this Act against the decision of the State Public Information Officer/Assistant Public Information Officer as far as the Goa State Pollution Control Board (GSPCB) is concerned.

This order is issued in accordance to the decision of the Goa State Pollution Control Board (GSPCB), conveyed vide letter No. 8/33/99-PCB/1229 dated 23-06-06.

Dr. N. P. S. Varde, Director/Joint Secretary, DSTE.

Saligao, 4th July, 2006.

## Department of Social Welfare

Directorate of Social Welfare

**Order**

No. 4/1/2005-SWD/1472

Read: Order No. 4/1/2005-SWD/4065 dated 23-02-2005.

Smt. Vinaya V. Govekar, Assistant Director (SC/OBC Welfare) in the Directorate of Social Welfare vide Order cited above is hereby reverted back on her request to the post of Child Development Project Officer from where she was originally promoted and transferred and posted as C.D.P.O. Bicholim, to the Directorate of Women and Child Development, Panaji with immediate effect.

Consequent upon the reversion of Smt. Vinaya Govekar as C.D.P.O., Smt. Martha Mascarenhas, C.D.P.O., Salcete is hereby promoted as Asstt. Director (SC/OBC Welfare) in the Directorate of Social Welfare on ad hoc basis for a period of one year or the post is filled up on regular basis whichever is earlier. The ad hoc promotion will not be counted for seniority purpose.

By order and in the name of the Governor of Goa.

N. D. Agrawal, Ex officio Joint Secretary &amp; Director of Social Welfare.

Panaji, 4th July, 2006.